

MORGAN, LEWIS & BOCKIUS LLP  
101 Park Avenue  
New York, New York 10178  
Telephone: 212-309-6000  
Vladimir Pavlovic

*Attorneys for the Kostin Defendants*

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,  
v.

BERNARD L. MADOFF INVESTMENT SECURITIES  
LLC,

Defendant.

Adv. Pro. No. 08-01789 (BRL)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of  
Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

KOSTIN COMPANY, et. al.,

Defendant.

Adv. Pro. No. 10-04950 (BRL)

**NOTICE OF APPEARANCE, REQUEST FOR  
SERVICE OF PAPERS, AND RESERVATION OF RIGHTS**

PLEASE TAKE NOTICE that, pursuant to Section 1109(b) of the Bankruptcy Code and Rules 2002 and 9010(b) of the Bankruptcy Rules, the undersigned hereby appears as counsel in the above-captioned action on behalf of The Kostin Company, Susan Kostin, Deborah Weinstein, David Kostin, and Andrew Kostin (the "Kostin Defendants"), and requests that all notices given or

be served herein, be given to and served upon:

Vladimir Pavlovic, Esq.  
Morgan, Lewis & Bockius LLP  
101 Park Avenue  
New York, New York 10178-0060  
Telephone No.: (212) 309-6000  
E-mail: [vpavlovic@morganlewis.com](mailto:vpavlovic@morganlewis.com)

PLEASE TAKE FURTHER NOTICE that, pursuant to Section 1109(b) of the Bankruptcy Code, the foregoing request includes not only the notices and papers referred to in the Bankruptcy Rules specified above, but also includes, without limitation, orders and notices of any application, motion, petition, pleading, request, complaint or demand, whether formal or informal, whether written or oral, and whether transmitted or conveyed by mail, delivery, telephone, electronically or otherwise, which affects the Debtors or property of the Debtors.

PLEASE TAKE FURTHER NOTICE that, neither this notice nor any later appearance, pleading, claim or suit shall waive the Kostin Defendants' rights (i) to have final orders in non-core matters entered only after *de novo* review by a district judge, (ii) to trial by jury in any proceeding so triable herein or in any case, controversy or proceeding related hereto, (iii) to have the United States District Court withdraw the reference in any matter subject to mandatory or discretionary withdrawal or (iv) to any other rights, claims, actions, defenses, setoffs, or recoupments to which Defendants are or may be entitled under agreements, in law or in equity, all of which rights, claims, actions, defenses, setoffs and recoupments are expressly reserved.

Dated: New York, New York  
September 12, 2013

MORGAN, LEWIS & BOCKIUS LLP

By: 

Vladimir Pavlovic  
101 Park Avenue  
New York, New York 10178  
(212) 309-6000  
*Attorney for the Kostin Defendants*

TO:

Clerk of the United States Bankruptcy Court for  
the Southern District of New York  
One Bowling Green  
New York, NY 10004

Irving H. Picard, Trustee  
c/o Baker & Hostetler LLP  
45 Rockefeller Plaza  
New York, NY 10111